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Express Mail No. EK903647323US
Case Docket No. FSL 96-1 CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert John Kodrzycki, Michael Ryan Becwar, Marie Bernice Connell-Porceddu, and Sarah Grace Schwuchow

Serial No.: 10/029,360 Group Art Unit: 1638

Filed: December 20, 2001

For: Particle-Mediated Conifer Transformation

Examiner:

Commissioner of Patents and Trademarks
Washington, D. C. 20231

Attention: Customer Service Center
Initial Patent Examination Division

LETTER WITH NOTICE TO
FILE MISSING PARTS OF APPLICATION

Dear Madam or Sir:

The undersigned attorney for the above-identified applicant hereby submits executed Continuation-In-Part Declaration, Power of Attorney, and Petition which was missing from U. S. Application Serial No. 10/029,360 filed on December 20, 2001. In addition, as requested, enclosed is a copy of Notice to File Missing Parts of Nonprovisional Application

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Filed Under 37 CFR § 1.53(b)--Filing Date Granted. The surcharge in the amount of \$130.00, as set forth in 37 C.F.R. § 1.16(e), is also enclosed herewith by check.

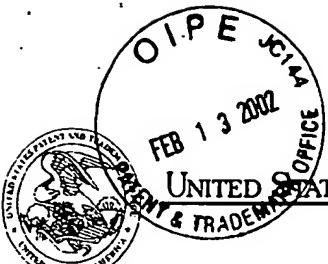


Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel B. Reece IV".

Daniel B. Reece IV
Attorney for the Applicant
Registration No. 33,998

Date: February 13, 2002
5255 Virginia Avenue
Post Office Box 118005
Charleston, SC 29423-8005
Telephone (843) 746-8493



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Page 1 of 1

UNITED STATES PATENT AND TRADEMARK OFFICE

#3
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/029,360	12/20/2001	Robert John Kodrzycki	FSL 96-1 CIP

CONFIRMATION NO. 4331

FORMALITIES LETTER



OC00000007374870

Daniel B. Reece IV
5255 Virginia Avenue
Post Office Box 118005
Charleston, SC 29423-8005

Date Mailed: 01/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

[Handwritten signature]

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

12

Application Number

10/029,360

Filing Date

December 20, 2001

First Named Inventor

R. J. Kodrzycki

Group Art Unit

1638

Examiner Name

Attorney Docket Number

FSL 96-1 CIP

ENCLOSURES (check all that apply)

- Fee Transmittal Form
- Fee Attached \$130.00
- Amendment / Reply
- After Final
- Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Assignment Papers (for an Application)
- Drawing(s)
- Licensing-related Papers
- Petition
- Petition to Convert to a Provisional Application
- Power of Attorney, ~~Revocation~~
~~Change of Correspondence Address~~
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s) _____

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter
- Other Enclosure(s) (please identify below):

Certificate of Mailing
one return Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Daniel B. Reece IV	Registration No. 33,998
Signature		
Date	February 13, 2002	

CERTIFICATE OF MAILING

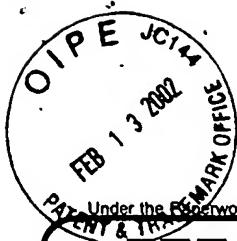
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

Typed or printed name

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments or the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032
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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	10/029,360
Filing Date	December 20, 2001
First Named Inventor	R.J. Kodrzycki
Examiner Name	
Group Art Unit	1638
Attorney Docket No.	FSL 96-1 CIP

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number	23-1160
Deposit Account Name	

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) _____ *Reduced by Basic Filing Fee Paid **SUBTOTAL (3) (\$ 130.00)**

SUBMITTED BY

Complete if applicable

Name (Print/Type)	Daniel B. Reece IV	Registration No. (Attorney/Agent)	33,998	Telephone	843-746-8493
Signature				Date	2/13/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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CERTIFICATE UNDER 37 C.F.R. 1.10(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on February 13, 2002.



Daniel B. Reece IV
Attorney for the Applicants
Registration No. 33,998